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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

In re:

BLOCKFI INC., *et al.*,

Wind-Down Debtors.¹

Chapter 11

Case No. 22-19361 (MBK)

(Jointly Administered)

**DEBTORS AND WIND-DOWN DEBTORS'
STATEMENT OF ISSUES ON APPEAL AND DESIGNATION
OF ADDITIONAL ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL**

Pursuant to 8009(a)(2) of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), the above captioned Debtors and wind-down debtors (together the “Wind-Down Debtors” or the “Appellees”) hereby submit this statement of issues to be presented and designate the items identified below (together with all exhibits, schedules, and other attachments thereto) to be

¹ The Wind-Down Debtors in these Chapter 11 Cases, along with the last four digits of each Wind-Down Debtor’s federal tax identification number, are: BlockFi Inc. (0015); BlockFi Trading LLC (2487); BlockFi Lending LLC (5017); BlockFi Wallet LLC (3231); BlockFi Ventures LLC (9937); BlockFi International Ltd. (N/A); BlockFi Investment Products LLC (2422); BlockFi Services, Inc. (5965) and BlockFi Lending II LLC (0154). The location of the Wind-Down Debtors’ service address is 201 Montgomery Street, Suite 263, Jersey City, NJ 07302.

included in the record in connection with the appeal of Cameron Wyatt (the “Appellant”) from the *Revised Findings of Fact, Conclusions of Law, and Order (I) Approving the Disclosure Statement Relating to the Third Amended Joint Chapter 11 Plan of BlockFi Inc. and its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code on a Final Basis and (II) Confirming the Third Amended Joint Chapter 11 Plan of BlockFi Inc. and its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code (Additional Technical Modifications)* [Docket Nos. 1655 and 1660] (the “Confirmation Order”).

The Wind-Down Debtors reserve their rights to supplement or amend the statements of issues to be presented on appeal and/or to designate additional items for inclusion as part of the record for the appeal. The below is merely a preliminary list based on the issues that may be raised by Appellant in his submission.

STATEMENT OF ISSUES TO BE PRESENTED ON APPEAL

1. Does the Appellant have standing to object to provisions of the Confirmation Order that do not affect him?
2. Given that the Confirmation Order has gone effective, certain transactions required by it have been implemented and closed, and Appellant did not seek or obtain a stay of the Confirmation Order, is his appeal moot?
3. Did the Bankruptcy Court appropriately confirm the *Third Amended Joint Chapter 11 Plan of BlockFi Inc. and its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code (Technical Modifications)* [Docket No. 1564] (as may be amended, the “Plan”) and enter the Confirmation Order?

DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL²

In re BlockFi, Inc., et al.

United States Bankruptcy Court, District of New Jersey, Case No. 22-19361-MBK

Docket No.	Date Filed / Entry Date	Document
17	11/28/2022	Declaration of Mark A. Renzi in Support of Debtors' Chapter 11 Petitions and First-Day Motions
22	11/28/2022	Joint Plan of Reorganization of BlockFi Inc. and Its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code
48	11/30/2022	Order Pursuant to 28 U.S.C. § 156(c) and 11 U.S.C. § 105(a) For Entry of an Order Authorizing the Appointment of Kroll Restructuring Administration LLC as Claims and Noticing Agent <i>Nunc Pro Tunc</i> to the Petition Date
54	11/30/2022	Order Granting Debtors' Motion to Establish Certain Notice, Case Management and Administrative Procedures
130	12/21/2022	Notice of Appointment of Official Committee of Unsecured Creditors
131	12/22/2022	Amended Notice of Appointment of Official Committee of Unsecured Creditors
348	1/23/2023	Omnibus Reply in Support of Debtors' Motion for Entry of an Order (I) Approving the Debtors' Retention Programs and (II) Granting Related Relief
349	1/23/2023	Declaration of Josephine Gartrell in Support of Debtors' Motion for Entry of an Order (I) Approving the Debtors' Retention Programs And (II) Granting Related Relief
350	1/23/2023	Declaration of Chief People Officer, Megan Crowell, in Support of the Debtors' Motion for Entry of an Order (I) Approving the Debtors' Retention Programs and (II) Granting Related Relief
440	1/30/2023	Order (I) Setting Bar Dates for Submitting Proofs of Claim, (II) Approving Procedures for Submitting Proofs of Claim, (III) Approving Notice Thereof, and (IV) Granting Related Relief
608	3/13/2023	Debtors' Adversary Complaint to Extend Automatic Stay or, in the Alternative, for Injunctive Relief Enjoining Prosecution of Pending Litigation Against the Debtors' Directors and Officers
733	4/12/2023	Objection of the Official Committee of Unsecured Creditors to Debtors' Motion to Extend Exclusivity Period

² Again, the Wind-Down Debtors reserve their rights to add to this list of record items depending on the ultimate content of Appellant's appellate submission(s).

Docket No.	Date Filed / Entry Date	Document
740	4/14/2023	Debtors' Reply in Support of Debtors' Motion for Entry of an Order (I) Extending the Debtors' Exclusive Periods to File a Chapter 11 Plan and Solicit Acceptances Thereof Pursuant to Section 1121 of the Bankruptcy Code and (II) Granting Related Relief
742	4/17/2023	Declaration of Christina Pullo of Kroll Restructuring Administration LLC Regarding the Debtors' Solicitation Timeline
743	4/17/2023	Declaration of Mark A. Renzi in Support of Debtors' Motion for Entry of an Order (I) Extending the Debtors' Exclusive Periods to File a Chapter 11 Plan and Solicit Acceptance Thereof Pursuant to Section 1121 of the Bankruptcy Code and (II) Granting Related Relief
756	4/20/2023	Transcript of Hearing on Exclusivity Motion Hearing Before the Honorable Michael B. Kaplan United States Bankruptcy Court Chief Judge
760	4/21/2023	Order Approving the Stipulation Staying Litigation and Related Discovery Concerning the Robinhood Assets
804	4/29/2023	Declaration of Amit Cheela, Chief Financial Officer of BlockFi Inc., in Support of the Debtors' Motion for Entry of an Order (I) Authorizing the Debtors to (A) Honor Withdrawals from Wallet Accounts, (B) Update the User Interface to Properly Reflect Transactions and Assets as of the Platform Pause, and (C) Conduct Ordinary Course Reconciliation of Accounts, and (II) Granting Related Relief
822	5/2/2023	Amended Declaration of Amit Cheela, Chief Financial Officer of BlockFi Inc., in Support of the Debtors' Motion for Entry of an Order (I) Authorizing the Debtors to (A) Honor Withdrawals from Wallet Accounts, (B) Update the User Interface to Properly Reflect Transactions and Assets as of the Platform Pause, and (C) Conduct Ordinary Course Reconciliation of Accounts, and (II) Granting Related Relief
853	5/9/2023	Transcript of Hearing on Wallet Withdrawal Motion Hearing Before the Honorable Michael B. Kaplan United States Bankruptcy Court Chief Judge
874	5/12/2023	Disclosure Statement Relating to the First Amended Joint Chapter 11 Plan of BlockFi Inc. and its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code
875	5/12/2023	First Amended Joint Chapter 11 Plan of BlockFi Inc. and its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code
876	5/12/2023	Debtors' Motion for Entry of an Order Approving (I) the Adequacy of the Disclosure Statement, (II) the Solicitation and Notice Procedures, (III) the Forms of Ballots and Notices in Connection Therewith, and (IV) Certain Dates with Respect Thereto

Docket No.	Date Filed / Entry Date	Document
899	5/15/2023	Statement of the Official Committee of Unsecured Creditors Respecting the Debtors' Amended Joint Chapter 11 Plan
928	5/18/2023	Application in Support of the Motion of the Official Committee of Unsecured Creditors for (I) Authority to File Under Seal the Preliminary Report of the Official Committee of Unsecured Creditors and (II) Other Related Relief
1013	5/30/2023	Order Appointing a Mediator and Governing Mediation Procedures
1131	6/27/2023	Cross-Motion of the Official Committee of Unsecured Creditors for an Order (A) Appointing a Chapter 11 Trustee, (B) Terminating the Debtors' Exclusivity Periods or, Alternatively, (C) Converting These Cases to Chapter 7 Proceedings, and (D) for Other Related Relief
1132	6/28/2023	Notice of Filing of Second Amended Joint Chapter 11 Plan of BlockFi Inc. and its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code
1133	6/28/2023	Notice of Filing of Revised Disclosure Statement Relating to the Second Amended Joint Chapter 11 Plan of BlockFi Inc. and its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code
1167	7/7/2023	Ad Hoc Group of Actual Wallet Holders' Objection to the Cross-Motion of the Official Committee of Unsecured Creditors for an Order (A) Appointing a Chapter 11 Trustee, (B) Terminating the Debtors' Exclusivity Periods or, Alternatively, (C) Converting These Cases to Chapter 7 Proceedings, and (D) for Other Related Relief
1173	7/10/2023	Debtors' Motion for Entry of an Order (I) Authorizing and Approving the Settlement and Release of Claims and Causes of Action by and Among the Debtors and Certain of the Debtors' Insiders and (II) Granting Related Relief
1174	7/10/2023	Debtors' Motion for Entry of an Order Authorizing the Debtors to File Under Seal Certain Information in Connection with the Debtors' Motion for Entry of an Order (I) Authorizing and Approving the Settlement and Release of Claims and Causes of Action by and Among the Debtors and Certain of the Debtors' Insiders and (II) Granting Related Relief
1175	7/10/2023	Reply Memorandum in Support of the Debtors' Second Motion to Extend Exclusivity Periods
1202	7/14/2023	Preliminary Report Addressing Question Posed by the Official Committee of Unsecured Creditors: Why Did BlockFi Fail?

Docket No.	Date Filed / Entry Date	Document
1294	7/30/2023	Debtors' Supplemental Motion for Entry of an Order (I) Conditionally Approving the Adequacy of the Disclosure Statement, (II) Approving the Solicitation and Notice Procedures, (III) Approving the Forms of Ballots and Notices in Connection Therewith, (IV) Scheduling Certain Dates with Respect Thereto, and (V) Replying to Objections to the Disclosure Statement
1300	7/31/2023	Notice of Filing of Third Amended Joint Chapter 11 Plan of BlockFi Inc. and Its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code
1301	7/31/2023	Notice Of Filing of Revised Disclosure Statement Relating to the Third Amended Joint Chapter 11 Plan of BlockFi Inc. and Its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code
1302	7/31/2023	Notice of Filing of Revised Exhibits of Debtors' Proposed Order (I) Conditionally Approving the Adequacy of the Disclosure Statement, (II) Approving the Solicitation and Notice Procedures, (III) Approving the Forms of Ballots and Notices in Connection Therewith, and (IV) Scheduling Certain Dates with Respect Thereto
1305	8/1/2023	Order (I) Extending the Debtors' Exclusive Periods to File a Chapter 11 Plan and Solicit Acceptances Thereof Pursuant to Section 1121 of the Bankruptcy Code and (II) Granting Related Relief
1306	8/2/2023	Order (I) Conditionally Approving the Adequacy of the Disclosure Statement, (II) Approving the Solicitation and Notice Procedures, (III) Approving the Forms of Ballots and Notices in Connection Therewith, and (IV) Scheduling Certain Dates with Respect Thereto
1307	8/2/2023	Order Shortening Time Period for Notice
1309	8/2/2023	Third Amended Joint Chapter 11 Plan of BlockFi Inc. and Its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code (Solicitation Version)
1310	8/3/2023	Disclosure Statement Relating to the Third Amended Joint Chapter 11 Plan of BlockFi Inc. and Its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code (Solicitation Version)
1443	9/4/2023	Notice of Filing of Plan Supplement
1582	9/22/2023	Declaration of Mark A. Renzi, Chief Restructuring Officer of BlockFi Inc., in Support of (I) Final Approval of the Disclosure Statement and (II) Confirmation of the Third Amended Joint Chapter 11 Plan of BlockFi Inc. and Its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code
1583	9/22/2023	Declaration of Brett Witherell, Managing Director of Berkeley Research Group, LLC, in Support of Final Approval of the Disclosure Statement For, and Confirmation of, the Debtors' Chapter 11 Plan

Docket No.	Date Filed / Entry Date	Document
1584	9/22/2023	Declaration of Scott D. Vogel, Independent Director and Member of the Special Committee of the Board of Directors of BlockFi Inc., in Support of (I) Final Approval of the Disclosure Statement and (II) Confirmation of the Third Amended Joint Chapter 11 Plan of BlockFi Inc. and Its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code
1585	9/22/2023	Notice of Filing of Second Amended Plan Supplement
1606	9/25/2023	Statement of the Official Committee of Unsecured Creditors in Support of Confirmation of Third Amended Joint Chapter 11 Plan of BlockFi Inc. and Its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code
1607	9/25/2023	Declaration of James Daloia of Kroll Restructuring Administration LLC Regarding the Solicitation and Tabulation of Votes on the Third Amended Joint Chapter 11 Plan of BlockFi Inc. and Its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code
1612	9/27/2023	Audio File
1621	9/28/2023	Transcript of Hearing on Disclosure Statement Motion and Confirmation Hearing Before the Honorable Michael B. Kaplan United States Bankruptcy Court Chief Judge
1655	10/3/2023	Revised Findings of Fact, Conclusions of Law, and Order (I) Approving the Disclosure Statement Relating to the Third Amended Joint Chapter 11 Plan of BlockFi Inc. and Its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code on a Final Basis and (II) Confirming the Third Amended Joint Chapter 11 Plan of BlockFi Inc. and Its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code (Additional Technical Modifications)
1660	10/3/2023	Revised Findings of Fact, Conclusions of Law, and Order (I) Approving the Disclosure Statement Relating to the Third Amended Joint Chapter 11 Plan of BlockFi Inc. and Its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code on a Final Basis and (II) Confirming the Third Amended Joint Chapter 11 Plan of BlockFi Inc. and Its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code (Additional Technical Modifications)
1740	10/16/2023	Notice of Clarification Regarding Confirmation Order
1788	10/24/2023	Notice of (I) Entry of the Order (A) Approving the Disclosure Statement on a Final Basis and (B) Confirming the Third Amended Joint Chapter 11 Plan of BlockFi Inc. and Its Debtor Affiliates Pursuant to Chapter 11 of the Bankruptcy Code (Additional Technical Modifications) and (II) Occurrence of the Effective Date

And items from adversary proceeding captioned

In re BlockFi Inc., et al. v. Green & Elas

United States Bankruptcy Court, District of New Jersey, Adv. Pro. No. 23-01071-MBK

Docket No.	Entry Date	Document
1	3/13/2023	Debtors' Adversary Complaint to Extend Automatic Stay or, in the Alternative, for Injunctive Relief Enjoining Prosecution of Pending Litigation Against the Debtors' Directors and Officers
3	3/14/2023	Summons and Notice of Pretrial Conference in an Adversary Proceeding
4	3/16/2023	Debtors' Motion to Extend the Automatic Stay or, in the Alternative, for Injunctive Relief Enjoining Prosecution of Certain Pending Litigation
6	3/22/2023	Application for Order to Show Cause re Injunctive Relief
10	3/23/2023	Order to Show Cause with Temporary Restraints
16	4/6/2023	Agreed Stipulation and Order Granting Preliminary Injunction and Related Relief
18	4/12/2023	Letter re: Debtors and Adversary Defendants Entered into an Agreed Stipulation and Order
20	8/14/2023	Motion of Proposed Lead Plaintiff for Entry of an Order Modifying the Stipulated Injunctive Relief
26	8/18/2023	Transcript regarding hearing held 8/17/2023
28	8/23/2023	Response in Opposition to Motion to Modify the Stipulated Injunctive Relief
29	8/28/2023	Response to Opposition to Motion to Modify the Stipulated Injunctive Relief
31	8/31/2023	Transcript regarding hearing held 8/31/2023
32	10/30/2023	Consent Order Modifying the Stipulated Injunctive Relief Order

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Dated: November 14, 2023

/s/ Daniel M. Stolz

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